

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Larry J. Weinstein et al

Art Unit: 1772

Serial No. 10/726,215

Case Docket No. 7126CIPC3

Filed: December 2, 2003

For: PRE-CUT FIBROUS INSULATION BLANKET

Thomas, Alexander S.
Examiner

Hon. Commissioner of Patents and Trademarks
Washington, D.C. 20231

TERMINAL DISCLAIMER

07/14/2005 MBINAS 00000017 100625 10726215
02 FC:1814 130.00 DA

Dear Sir:

Johns Manville International, Inc. having an address of 717 Seventeenth Street (80202), P.O. Box 5106, Denver, Colorado 80127-5108 represents that it is the assignee and exclusive owner of the entire right, title and interest of, in and to the above-identified Application Serial NO. 10/726,215, filed on December 2, 2003, as indicated by the attached assignment copy.

Johns Manville International, Inc., hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 10/378,439, filed on March 3, 2003, of any patent on the pending second application, which pending second application is also owned exclusively by Johns Manville International, Inc. Johns Manville International, Inc. hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to any patent

granted on the second application. This agreement runs with any patent granted on the above-identified application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, Johns Manville International, Inc., does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F. R. 1.321, has all claims canceled by a reexamination certificate, is reissued, or is otherwise terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

I, the undersigned, state that I have reviewed the evidentiary documents attached hereto and available to me and to the best of my knowledge and belief, title to both the above-identified application and the pending second application is in Johns Manville International, Inc.

Johns Manville International, Inc.


Attorney for Applicants
John D. Lister


Date

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Johns Manville International, Inc., hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior United States Patent No. 6,854,369, issued February 15, 2005, which prior patent is also owned exclusively by Johns Manville International, Inc. Johns Manville International, Inc. hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to United States Patent No.

6,854,369. This agreement runs with any patent granted on the above-identified application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, Johns Manville International, Inc., does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of its United States Patent No. 6,854,369, as presently shortened by any terminal disclaimer, in the event that United States Patent No. 6,854,369, later, expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F. R. 1.321, has all claims canceled by a reexamination certificate, is reissued, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

I, the undersigned, state that I have reviewed the evidentiary documents attached hereto and available to me and to the best of my knowledge and belief, title to both the above-identified application and to U.S. Patent No. 6,854,369, is in Johns Manville International, Inc.

Johns Manville International, Inc.


Attorney for Applicants
John D. Lister


Date

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Johns Manville International, Inc., hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 11/032,361, filed on January 10, 2005, of any patent on the pending second application, which pending second application is also owned exclusively by Johns Manville International, Inc. Johns Manville International, Inc. hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to any patent

granted on the second application. This agreement runs with any patent granted on the above-identified application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, Johns Manville International, Inc., does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F. R. 1.321, has all claims canceled by a reexamination certificate, is reissued, or is otherwise terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

I, the undersigned, state that I have reviewed the evidentiary documents attached hereto and available to me and to the best of my knowledge and belief, title to both the above-identified application and the pending second application is in Johns Manville International, Inc.

Johns Manville International, Inc.


Attorney for Applicants
John D. Lister


Date